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PTO/SB/64 (10-019)
Approved for use through 10/31/2002. OMB 0651-0031

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PETITION FOR REVIVAL ON AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Docket Number (Optional)

3180D-0003CIP

First named inventor:

Robert I. SHOR

Application No.

10/742,914

Art Unit:

3728

Filed:

**December 23, 2003** 

Examiner:

John T. Kavanaugh

Title:

METHOD FOR PROVIDING CUSTOM FIT THERAPEUTIC FOOTWEAR

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305 9282

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The due date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus extension of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the delay entire delay was unintentional.

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- Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Other than small entity fee \$ <u>1,500.00</u> (37 CFR 1.17(m))

## 2. Reply and/or fee

A.	The reply and/or fee to the above-noted Office action in				
	The for	n of	_ (identify type of reply)		
		has been filed previously on			
	×	is enclosed herewith.			

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	is enclosed herewith

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3.	Terminal disclaimer with disclaimer fee
	☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
	A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).
4.	STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)))].
	WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit information and authorization on PTO-2038.
	June 21, 2008 Date  Name Signature
	DAVID E. DOUGHERTY, Reg. No. 19,576  Typed or printed name  mber (703) 684-1111
	LOWE HAUPTMAN & BERNER, LLP CUSTOMER NO. 22429 1700 Diagonal Road Suite 300, Alexandria, Virginia 22314 Address
Enc	Elosures:  ☐ Fee Payment (Fees are to be charged to a credit card. A credit card information and authorization is enclosed) ☐ Reply ☐ Terminal Disclaimer ☐ Additional sheets containing statements establishing unintentional delay ☐ Other:
1	CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] hereby certify that this correspondence is being:  deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450  transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916
	Date Signature
	Date